

**AN ORDINANCE TO AMEND CHAPTER 2 OF THE CITY CODE REGARDING
UNIFORMED STRENGTH OF POLICE AND FIRE DEPARTMENTS**

#3955

Sponsors:

Council
President
Gregory

Council
Members
M. Brown
Freel

WHEREAS, the City Council endeavors to fulfill its fiduciary responsibilities to administrative departments of the City of Wilmington through appropriating funds for city operations; and

WHEREAS, the City Council also seeks to act responsibly in adopting an annual budget, taking into consideration the financial constraints of the city's residents and the need to prevent excessive or unnecessary government spending; and

WHEREAS, the City Council, in an effort to address each of the abovementioned objectives, seeks to undertake a Comprehensive Spending Accountability Review of city departments and operations; and

WHEREAS, the City Council further seeks to formalize processes and procedures for the Wilmington Police Department and the Wilmington Fire Department to commence training classes.

THE COUNCIL OF THE CITY OF WILMINGTON HEREBY ORDAINS:

SECTION 1. Chapter 2 of the City Code is hereby amended by amending Section 2-232 by deleting the stricken language and by adding the underlined language as follows:

Section 2-232. Uniformed strength of police departments

- (a) The city police department shall maintain a level of manpower of no fewer than that number of sworn police officers which is set forth in the position allocation list attached to the annual operating budget ordinance for the applicable fiscal year.
- (b) If the manpower level falls below 95 percent of such number, the police chief shall draft a resolution calling for the commencement of an academy class, and present it to the City Council for its review. Upon review by the City Council, the city shall commence immediately the hiring process and shall hire sufficient additional police officers to bring the actual manpower level of the police department to such number of sworn police officers; provided, however, that if the difference between the required manpower level and the actual manpower level is less than 15 positions, the actual hiring and training

of additional police officers may be deferred, but only until the chief determines that a class for the training of 15 or more officers can be formed and that the police training facilities are available. With the concurrence of city council by council resolution, the enforcement of the requirement of an immediate commencement of the hiring process may be suspended if the manpower level falls below 95 percent of the requisite number during the period of time between the submission by the mayor to the council of the proposed annual operating budget for the next ensuing fiscal year and July 1 of that fiscal year. Nothing in this section shall be construed to prohibit or preclude the commencement of the hiring process or the hiring and training of additional police officers from the then current list of qualified applicants before the manpower level falls below 95 percent of the level of manpower to be maintained.

- (c) The chief of police shall review the manpower level quarterly ~~every six months~~ and shall submit a report at the end of each quarter to the mayor and public safety committee of city council setting forth the manpower level of the department.

SECTION 2. Chapter 2 of the City Code is hereby amended by amending Section 2-233 by deleting the stricken language and by adding the underlined language as follows:

Section 2-233. Uniformed strength of fire department

- (a) The city fire department shall maintain a level of manpower of no fewer than that number of firefighters which is set forth in the position allocation list attached to the annual operating budget ordinance for the applicable fiscal year.
- (b) If the manpower level falls below 95 percent of the minimum number, the fire chief shall draft a resolution calling for the commencement of an academy class, and present it to the City Council for its review. Upon review by the City Council, the city shall commence immediately the hiring process and shall hire sufficient additional firefighters to bring the actual manpower level of the fire department to such number of firefighters; provided, however, that if the difference between the required manpower level and the actual manpower level is less than 15 positions, the actual hiring and training of additional firefighters may be deferred, but only until the chief determines that a class for the training of 15 or more firefighters can be formed and that the

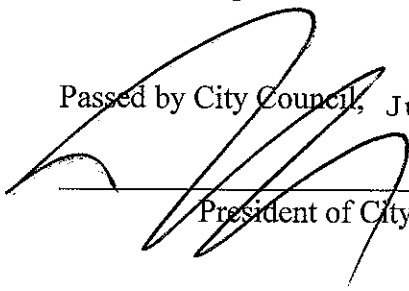
fire school training facilities are available. With the concurrence of city council by council resolution, the enforcement of the requirement of an immediate commencement of the hiring process may be suspended if the manpower level falls below 95 percent of the requisite number during the period of time between the submission by the mayor to the council of the proposed annual operating budget for the next ensuing fiscal year and July 1 of that fiscal year. Nothing provided in this section shall be construed to prohibit or preclude the commencement of the hiring process or the hiring and training of additional firefighters from the then current list of qualified applicants before the manpower level falls below 95 percent of the level of manpower to be maintained.

- (c) The fire chief shall review the manpower level quarterly ~~every six months~~ and shall submit a report at the end of each quarter to the mayor and the public safety committee of city council setting forth the manpower level of the department.

SECTION 3. This Ordinance shall become effective immediately upon its date of passage by the City Council and approval by the Mayor.

First Reading..... July 3, 2014
Second Reading.... July 3, 2014
Third Reading..... July 10, 2014


Passed by City Council, July 10, 2014



President of City Council

ATTEST: _____
City Clerk

Approved as to form this 3d
day of July, 2014.



City Solicitor

Approved this ____ day of _____, 2014

*

Mayor

SYNOPSIS: This Ordinance amends two sections of Chapter 2 of the Wilmington City Code entitled Uniformed Strength of Police Departments and Uniformed Strength of Fire Department, Sections 2-232 and 2-233 respectively, to formalize procedures for the Wilmington Police Department and the Wilmington Fire Department to commence training classes.

***Note:** ALLOWED TO BECOME LAW AFTER A 10-DAY WAITING PERIOD
WITHOUT THE MAYOR'S SIGNATURE